

AN ORDINANCE

00- ○ -1879

BY: COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO DIRECT THE DEPARTMENT OF PLANNING, DEVELOPMENT, AND NEIGHBORHOOD CONSERVATION (BUREAU OF NEIGHBORHOOD CONSERVATION) TO DEMOLISH AND CLEAN THE PREMISES OF VARIOUS STRUCTURES, PURSUANT TO ARTICLE III OF THE ATLANTA HOUSING CODE AND A HEARING CONDUCTED BY THE IN REM REVIEW BOARD ON October 26, 2000.

253 Fletcher St., SW	04	362 Gray St., NW	03
720 Ira St., SW	02	724 Ira St., SW	02
1577 Lakewood Ave., SW	01	2330 Park Ave., SW	12
538 Rankin St., NE	02	341 Temple St., NW	03
136 Walnut St., NW	02	1060 Westview Dr., SW	04

WHEREAS, on March 16, 1987, the Council of the City of Atlanta adopted an Ordinance entitled, "The Atlanta Housing Code of 1987"; and the same was approved by the Mayor of the City of Atlanta on March 24, 1987; and

WHEREAS, on October 26, 2000, pursuant to the Atlanta Housing Code of 1987, Article III; entitled "In Rem Procedures", hearings were held after due notice to owner(s) of and/or parties in interest before the In Rem Review Board regarding certain structures believed to be unfit for occupancy or habitation and to be in violation of Article III; and

WHEREAS, October 26, 2000, The In Rem Review Board determined that the structures on the real property more fully identified hereinafter, were unfit for human occupancy or habitation and could not be improved, repaired, or altered at a cost of fifty percent (50%) or less of the value of structures, exclusive of the foundation and lots after the improvements have been made; and

WHEREAS, the In Rem Review Board did state in writing these findings of fact in support of such determination and the In Rem Review Board issued and caused to be served upon the owner(s) of and /or parties in interest, an Order requiring the owner(s) and/or parties in interest demolish such structures, clean the premises and plant grass on the lot pursuant to Section 33 (3) c of the Atlanta Housing Code; and

WHEREAS, a period of 45 days from the date of said Order was allowed for the owner(s) and/or parties in interest to comply with the Order; and

WHEREAS, the owner(s) and/or parties in interest of the properties failed to comply with the Order of the In Rem Review Board within the specified time.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:

<u>SECTION 1:</u> That the Mayor is authorized to direct the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to forthwith demolish and clean the following real property, upon which structure(s) are located:

Proper Street Address	City Council District
253 Fletcher Street, SW	04
720 Ira Street, SW	02
1577 Lakewood Ave., SW	01
538 Rankin Street, NE	02
136 Walnut Street, NW	02
362 Gray Street, NW	03
724 Ira Street, SW	02
2330 Park Avenue, SW	12
341 Temple Street, NW	03
1060 Westview Drive, SW	04

SECTION 2: That the Mayor is hereby authorized to direct the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to perform the following specific

duties at the above mentioned properties:

- (1) Vacate the structures, (if occupied).
- (2) Demolish the structures and clean the premises.
- (3) Plant grass in conformance with the Order of the In Rem Review Board
- (4) File a lien against the real property on which the structures(s) are attached In an amount necessary to recover the costs incurred by the City of Atlanta

<u>SECTION 3:</u> That the Mayor is further authorized to allow the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to engage the professional services of any of the City of Atlanta's pre-qualified contractors to conduct the appropriate duties listed in <u>SECTION 2</u> of this ordinance.

SECTION 4: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

A true copy, Rhanda Daughin Johnson Municipal Clerk, CMC

ADOPTED by the Council APPROVED by the Mayor

JAN 02, 2001 JAN 08, 2001



Notice is hereby given that a complaint was filed by the City of Atlanta against:

Dorothy P. Chaney Georgia Federal Bank, FSB

on 10-6-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, seeking relief against the following described real estate, to-wit:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 74 OF THE 14TH DISTRICT. FULTON COUNTY, GEORGIA, BEING LOT 4.
BLOCK 1. MEYER DEVELOPMENT COMPANY'S PROPERTY. AS SHOWN ON PLAT RECORDED IN PLAT BOOK 10. PAGE 95. FULTON COUNTY, GEORGIA RECORDS. SAID PLAT BY THIS REFERENCE BEING INCORPORATED HEREIN AND MADE A PART HEREOF. Being improved property known as 253 Fletcher St., SW according to the present system of numbering houses in the City of Atlanta, Georgia.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated:

October 6, 2000

BY:

Bureau of Neighborhood Conservation, Official Agent

BY:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

State of Georgia

Jet Bonding Company

IRS

on 10-6-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, seeking relief against the following described real estate, to-wit:

ALL THAT TRACT OR PARCEL OF LAND lying and being in the City of Atlanta, in Land Lot82 of the 14th District of Fulton County, Georgia, and more particularly described as follows: BEGINNING at an iron pin on the West side of Gray Street located forty (40) feet North from the Northwest corner of Gray Street and Jones Avenue; and running thence North along the West side of Gray Street, twenty-eight and one-tenth (28.1) feet to an iron pin at the Southeast corner of the property shown as No. 364 on the plat to which reference is hereinafter made; thence West along the South line of No. 364 as shown on said plat, ninety-five and eight-tenths (95.8) feet to an iron pin on the East line of the property as shown on said plat as No. 451 Jones Avenue; thence South along the Eas boundary line of said No. 451, twenty-eight and six-tenths (28.6) feet to an iron pin at the Northwest corner of the property shown on said plat as No. 447 Jones Avenue; thence East along the North line of said No. 447 and along the North line of the property shown on said plat as No. 360 Gray Street and No. 441 Jones Avenue, ninety-eight and five-tenths (98.5) feet to the point of beginning, being known as No. 362 Gray Street, N. V., according to the present system of numbering houses in the City of Atlanta; all as shown on plat of survey of said property by Harold L. Bush, Surveyor, on May 30, 1947, a copy of which is on file in the office of the Atlanta Title Company

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated:

October 6, 2000

BY:

Bureau of Neighborhood Conservation, Official Agent

BY: Bll Carlings.

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Ayanna Bowles

on 10-6-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, seeking relief against the following described real estate, to-wit:

ALL THAT TRACT OR PARCEL of land lying and being in the City of Atlanta, in Land Lot 86 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

COMMENCING at a point on the East side of Ira Street ninety-six (96) feet South from the Southeast corner of Ira Street and Eads Street, and running thence South along the East side of Ira Street thirty-two (32) feet; thence East one hundred (100) feet; thence North thirty-two (32) feet; thence West one hundred (100) feet to Ira Street, the POINT OF BEGINNING; being Lot #4 of West Lumber Company Subdivision and known as No. 720 Ira Street (formerly 216 Ira Street) according to the present plan of house numbering in the City of Atlanta.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated:

October 6, 2000

BY:

Bureau of Neighborhood Conservation, Official Agent

BY:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Ayanna Bowles

on 10-6-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, seeking relief against the following described real estate, to-wit:

ALL THAT TRACT OR PARCEL of land lying and being in the City of Atlanta, in Land Lot 86 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

COMMENCING at a point on the East side of Ira Street one hundred twenty-eight (128) feet South of the Southeast corner of Ira and Eads Streets, and running thence East one hundred (100) feet; thence South thirty-two (32) feet; thence West one hundred (100) feet to Ira Street; thence North along the East side of Ira Street, thirty-two (32) feet to the POINT OF BEGINNING; being Lot #5 of the West Lumber Company Subdivision and having a house thereon known as No. 724 Ira Street (formerly 218 Ira Street) according to the present plan of numbering houses in the City of Atlanta.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

BY:

BY:

Dated:

October 6, 2000

Bureau of Neighborhood Conservation, Official Agent



Notice is hereby given that a complaint was filed by the City of Atlanta against:

WMC Mortgage Corporation

10-6-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, on seeking relief against the following described real estate, to-wit:

> ALL THAT TRACT or parcel of land lying and being in Land Lot 57 of the 14th District, Fulton County, Georgia, being Lot 15 of the Subdivision of Mr. S.B. Truman Property as per plat recorded at Plat Book 2, Page 156, Fulton County Records, to which reference is made for the purpose of incorporating the *** same as a part herein. Being known as No. 1577 Lakewood Ave., SE according to the present system of numbering in Atlanta, GA

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia. to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated:

October 6, 2000

BY:

BY:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

W. R. Smith Internal Revenue Service

on 10-6-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, seeking relief against the following described real estate, to-wit:

subdivision, as per plat made by C. S. Roberts. C. E. August 24, 1924
same being recorded in Plat book ten, page 142 Fulton County Records and more particularly described as follows:

Beginning at at a point on the East side of Park Avenue, eighty six feet, three inchs south of the north vest corner of Lot 58, running thence East two hundred forty feet, more or less, running thence South eighty six feet, three inchs, thence west two hundred thirty four feet to the east side of Park Avenue, thence North eighty six feet, three inchs to the point of beginning. Being improved property known as 2330 Park Ave. SW-according to the present system of numbering houses in the City of Atl.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

BY:

Dated:

October 6, 2000

Bureau of Neighborhood Conservation, Official Agent

BY: 1) ll Cyllry

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Irwin Favors, Jr. Marianne Schrimsher

on 10-6-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, seeking relief against the following described real estate, to-wit:

All that tract or parcel of land lying and being in the City of Atlanta, in Land Lot 47 of the 14th District of Fulton County, Georgia, and more particularly decribed as follows:

Land Lot 47 of the 14th District of Fulton County, Georgia, more particularly described as follows:

Beginning at a point on the north side of Rankin Street Six hundred thirty-five and six-tenths (635.6) feet east of the northeast corner of North Boulevard and Rankin Street (formerly described as being six hundred fifty feet east of the northeast corner of Boulevard and Rankin Street), running thence east along the north side of Rankin Street fifty (50) feet; thence north one hundred ninety-seven and four-tenths (197.4) feet to a thirteen (13) foot alley; thence west along said alley forty-nine and eight-tenths (49.8) feet; thence south one hundred ninety-one (191) feet to the north side of Rankin Street and beginning point, being Lot 6 of Block "A" of the Morrison-Stoner and Brewster Subdivision as per plat recorded in Plat Book D-4, Page 6081 of Pulton County Records and being improved property having a house thereon known as No. 538 Rankin Street, N. E., according to the present numbering of houses in the City of Atlants.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated:

October 6, 2000

Bureau of Neighborhood Conservation, Official Agent

BY:

BY:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Annie Kate Aaron, Individually and as Executrix U/W of Isaac Aaron.

on 10-6-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, seeking relief against the following described real estate, to-wit:

all that trace or parcel of land, lying and being in.

Land Lot 114 of the 14th District of Fulton County, Georgia, being known as Lot No.43 of the Simpson Ridge Subdivision, as per plat recorded in Plat Book 4, Page 17m, Fulton County Records, and more particularly described as follows:

BECINNING at a point on the East side of Temple Street one bundred sixty-two (162) feet North of the Northeast corner of Simpson and Temple Streets; running thence East along the East side of Temple Street twenty-seven (27) feet to Lot No.42; thence East along the South side of Lot 42, one hundred twenty-nine and two-tenths (129:2) feet to a ten (10) foot alley; thence South along the West side of wald alley twenty-seven (27) feet to Lot 44; thence West one hundred twenty-nine and two-tenths (129.2) feet along the North side of Lot 44 to femple street, the point of beginning, being improved property known as No.341 Temple Street, N.W., according to the present numbering of houses in the City of Atlanta.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated:

October 6, 2000

BY:

Bureau of Neighborhood Conservation, Official Agent

BY:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Shaun P. Touchton Howard S. Rothman Marc Kanne The Money Centre, Inc. Sebastian Y. Rice

on 10-6-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, seeking relief against the following described real estate, to-wit:

All that tract or parcel of land lying and being in Land Lot 83 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

Beginning at a point on the west side of Walnut Street 61.5 feet; more or less north of the northwest corner of Walnut Street and Magnolia Street, as measured along the west side of Walnut Street, which point of beginning is also the northeast corner of the property now or formerly owned by Abe Auerbach; thence north along the west side of Walnut Street 33.5 feet to the southeast corner of the property now or formerly owned by Allen Caldwell and Margaret A. Caldwell; thence west along the south line of the said Caldwell property 110 feet to the east side of a 10 foot alley; thence south along the east side of said alley 33.5 feet to the northwest corner of the said Auerbach property; thence east along the north line of said property 110 feet to the west side of Walnut street and the point of beginning; being improved property known as No. 136 Walnut Street, N.W., Atlanta, Ga.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

BY:

Dated:

October 6, 2000

Bureau of Neighborhood Conservation, Official Agent

BY: Marie City Attorney

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Angela Starks/Albert G. Ehlers Altiva Financial Corporation F/K/A Mego Mortgage Corp. Kim Dailey Internal Revenue Service Dr. James Allen Ehlers and Mrs. Dora Ehlers

on 10-6-00 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, seeking relief against the following described real estate, to-wit:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 117 OF THE 14TH
DISTRICT-OF FULTON COUNTY, GEORGIA, AND BEING MODE FARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH SIDE OF WESTVIEW DRIVE 182 EAST OF THE
SOUTHEAST CORNER OF WESTVIEW DRIVE AND LAWTON STREET AND RUNNING THENCE
EASTERLY ALONG SOUTH SIDE OF WESTVIEW DRIVE TO FEET; THENCE SOUTH 118.3; THENCE
WEST 40 FEET; THENCE NORTH 117 OTHE POINT OF BEGINNING; AND BEING IMPROVED
PROPERTY KNOWN AS 1060 WESTVIEW DRIVE, ACCORDING TO THE NUMBERING OF HOUSES
IN THE CITY OF ATLANTA, GEORGIA.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

BY:

Dated:

October 6, 2000

Bureau of Neighborhood Conservation, Official Agent

BY: 1 Maring

Atlanta City Council

Regular Session

MULTIPLE

As Amended

Items 1-5 (00-0-1878); 00-0-1879;
00-0-1880; 00-0-1881; 00-0-1885

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

Y McCarty NV Dorsey Y Moore Y Thomas Y Starnes Y Woolard Y Martin Y Emmons Y Bond Y Morris NV Maddox Y Alexander Y Winslow Y Muller Y Boazman NV Pitts

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Oo Not Write Above This Line	Date 1/2 Chair	Contract of	G2nd □1st & 2nd □3rd Readings	~
	Committee	Committee	□Consent □V Vote 取布C Vote	
ORDINANCE BY: COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE	Date (2)	Date	CERTIFIED	14 ₄ : 14 14 15 17 : 17
AN ORDINANCE ÁUTHORIZING THE MAYOR TO JIRECT THE DEPARTMENT OF PLANNING, DEVEL OPMENT AND NEIGHBORHOOD CONSERVATION	Schair Office	Chair	The second secon	
BUREAU OF NEIGHBORHOOD CONSERVATION) TO BEMOLISH AND CLEAN THE PREMISES OF VARIOUS STRUCTURES, PURSUANT TO ARTICLE III OF THE ATT ANTA HOUSING CODE AND A HEARING	Action: Action	Action: Fav, Adv, Hold (see rev. side)		*
CONDUCTED BY THE IN REM REVIEW BOARD ON October 26, 2000.	Members	Outer: Members	(C SAN 2 2001	
253 Fletcher St., SW 04 362 Gray St., NW 03 720 Ira St., SW 02 724 Ira St., SW 02 577 Lakewood Ave., SW 01 2330 Park Ave., SW 12 538 Rankin St., NE 02 341 Temple St., NW 03 136 Walnut St., NW 02 1060 Westview Dr., SW 04	Mile Medde Thous		ALECTA OLIV SGUNOLL PHENDENT	^
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JAN 0 2 2001	Committee	Committee		
COUNCIL	Date	Date	Secretary Secret	
\	Chair	Chair	Control Control	٠.
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Date Referred 12/4/00	Other:	Other:		
Referred To: AMM WINT DE CLOTHERT HUMAN Resources Date Referred	Members	Members	ACTION AND ADMINISTRATION OF THE PROPERTY OF T	
, Referred To:				
Date Referred	Befer To	Befer To		
Referred To:				